

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

OCT 1 1974

MORTON H. HALPERIN, et al.,

Plaintiffs,

v.

HENRY A. KISSINGER, et al.,

Defendants.

JAMES E. DAVEY, CLERK


Civil Action No. 1187-73

ORDER

Federal defendant Clarence M. Kelley having moved this Court for an order modifying the Order of this Court entered April 1, 1974, to permit said defendant to answer in his official capacity as a substituted defendant, pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, the Further Interrogatories dated August 8, 1973 served by the plaintiffs in Daniel Ellsberg, et al. v. John N. Mitchell, et al., Civil Action No. 1879-72 (D.D.C.), on the defendants therein, as required by the Order of this Court entered July 8, 1974 in said action; and the Court having considered the defendant's motion and being persuaded that such Order should be modified to permit said defendant to answer said Further Interrogatories openly and without restriction, it is, therefore, this 1st day of ~~September~~^{October} 1974:


ORDERED that the fifth motion of Federal defendant Clarence M. Kelley for an order modifying this Court's Order of April 1, 1974 be, and the same hereby is, granted; and it is

FURTHER ORDERED that the Order of this Court entered April 1, 1974 be, and the same hereby is, modified to permit defendant Clarence M. Kelley to answer, in his official capacity as a substituted defendant pursuant to Rule 25(d)(1) of the Federal Rules of



Digitized by the Internet Archive
in 2018 with funding from
Kahle/Austin Foundation

Civil Procedure, openly and without restriction, the Further Interrogatories dated August 8, 1973 served by the plaintiffs in Daniel Ellsberg, et al. v. John N. Mitchell, et al., Civil Action No. 1879-72 (D.D.C.), on the defendants therein.


United States District Judge

CERTIFICATE OF SERVICE

I certify that on this date I served a copy of the foregoing
proposed ORDER

upon all parties by mailing a copy thereof to the following counsel
of record:

Frank H. Strickler, Esquire
815 15th Street, N.W.
Suite 600
Washington, D.C. 20005


William G. Hundley, Esquire
Hundley, Cacheris & Sharp
1709 New York Avenue, N.W.
Washington, D.C. 20006

Melvin L. Wulf, Esquire
Leon Friedman, Esquire
John Shattuck, Esquire
American Civil Liberties
Union Foundation
22 East 40th Street
New York, New York 10016

Charles R. Nesson, Esquire
Langdell Hall
Harvard Law School
Cambridge, Massachusetts

Walter B. Slocombe, Esquire
1101 17th Street, N.W.
Washington, D.C. 20036

David E. McGiffert, Esquire
Walter Hellerstein, Esquire
Covington & Burling
888 16th Street, N.W.
Washington, D.C. 20006


EDWARD S. CHRISTENBURY
Attorney, Department of Justice
Washington, D.C. 20530
Telephone: 202/739-3032

September 24, 1974

1 N)

